

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Erich LITWING et al.
Title: MODULAR HEATING AND/OR AIR CONDITIONING
SYSTEM FOR A MOTOR VEHICLE
Appl. No.: 10/518,490
Filing Date: 12/20/2004
Examiner: CORRIGAN, Joseph James
Art Unit: 3709
Confirmation Number: 5493

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

Documents A10-A22 listed on the attached PTO/SB/08 were cited in Oppositions filed against a corresponding European patent filed on May 23, 2007 and May 25, 2007 at the European Patent Office.

Documents A1 and A10 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A2 and A11 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A3 and A12 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A4 and A15 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A5 and A16 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A6 and A17 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A7 and A18 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A8 and A19 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A9 and A22 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Copies of EP Patent Nos. 0 392 296, 0 917 973, 799 734, U.S. Patent Nos. 5,803,160, 6,305,733, DE Patent No. 197 49 067, and FR Patent No. 2 742 383 cited in the Opposition filed on May 23, 2007 are not being provided since they were previously submitted to the United States Patent & Trademark Office in the above-identified application on December 20, 2004.

Unless otherwise indicated, no English translation is readily available (not considering machine-generated translations that may be freely available online, to both the Applicants and the PTO) for each of the non-English language documents. However, a commercially available English language abstract is provided herewith, where indicated on the attached Form PTO/SB/08. Inasmuch as Applicants have endeavored to provide at least one item that complies with the requirement for a “concise explanation of relevance” for each of the non-English language documents, each of these documents has been submitted in compliance with the PTO requirements and should be considered by the Examiner (37 CFR §1.97, §1.98 and MPEP §609).

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.


FEE

Fees in the amount of \$180.00 in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date: December 13, 2007

By  _____

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